

Ormat's Proposed Amendment to Proposed Regulation LCB File No. R065-13

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original proposal; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red bracketed~~ is deleted language in the original; (4) ~~purple bracketed~~ is language proposed to be deleted in this amendment;

Section 3. LCB File No. 065-13 is hereby amended to read as follows:

Sec. 3 1. *If the Director issues a final decision denying an application for a partial abatement,* [after determining that an applicant has not satisfied each requirement for eligibility for the abatement, the applicant may petition the Director for reconsideration of the decision not later than 120 days after the Director issues the decision.

2. A] *an applicant* [whose application for a partial abatement has been denied] *may reapply for the partial abatement pursuant to NRS 701A.360.*

Section 32. LCB File No. R065-13 is hereby amended to read as follows:

Sec. 32. The provisions of sections 1 and 2 of these regulations and sections 2 to 36, inclusive, of LCB File No. R094-10, as amended by this regulation, do not apply to any application which was submitted to the Director for approval before June 30, 2103. *An applicant that had submitted an application to the Director between March 1, 2010 and January 31, 2011, for a partial abatement but the application was denied by the board of county commissioners where the facility is located, may submit a new application to the Director, regardless if the facility has achieved commercial operation. A new application submitted to the Director pursuant to this section must be reviewed pursuant to Chapter 701A of the NRS and these regulations. A partial abatement of taxes approved by the Director pursuant to this*

section must not be applied retroactively to any tax imposed before the execution of the abatement agreement between the Director and the applicant.